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Attorneys for Defendant
GALE ANN HURD

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE BRANCH ***E-FILED - 5/2/07***

NEIL B. GOLDBERG,
Plaintiff,

vs.

JAMES CAMERON and GALE ANN
HURD, and DOES through 10,000,
inclusive,

Defendants.

) Case No.: C05-03534 (RMW)
) (Assigned to the Hon. Ronald M. Whyte
) in Dept. "6")
)
) **STIPULATION BETWEEN**
) **PLAINTIFF NEIL B. GOLDBERG**
) **AND DEFENDANTS JAMES**
) **CAMERON AND GALE ANNE**
) **HURD RE: SETTING DATE FOR**
) **CAMERON AND HURD TO**
) **RESPOND TO GOLDBERG'S**
) **SECOND AMENDED COMPLAINT**
AND ORDER

1 **IT IS HEREBY STIPULATED**, by and between the parties to this action,
2 through their respective attorneys of record, as follows:

3 **WHEREAS**, on February 27, 2007, this Court issued an Order Granting in
4 Part and Denying in Part Defendants James Cameron ("Cameron") and Gale Ann
5 Hurd's ("Hurd") Motion to Dismiss Plaintiff Neil B. Goldberg's ("Goldberg") First
6 Amended Complaint pursuant to Rule 12(b)(6);

7 **WHEREAS**, on March 27, 2007, Goldberg filed and served his Second
8 Amended Complaint against Cameron and Hurd, which the parties agree will be
9 treated as though it was filed timely;

10 **WHEREAS**, counsel for Hurd, David Boren and Bruce Isaacs of Wyman &
11 Isaacs LLP, are both scheduled to be out of the office on separate pre-paid vacations
12 from April 5-8, 2007 and both have a long-standing commitment to participate in an
13 all-day charity event on April 9, 2007;

14 **WHEREAS**, due to these conflicts, the parties have agreed that Cameron and
15 Hurd may have up to and including April 17, 2007 to file and serve their response to
16 Goldberg's Second Amended Complaint;

17 **NOW, THEREFORE, IT IS HEREBY STIPULATED AND AGREED**, by
18 and between the undersigned parties, through their counsel of record, and subject to
19 the approval of the court, that Cameron and Hurd may have up to and including April
20 17, 2007 to file and serve their response to Goldberg's Second Amended Complaint

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22 **IT IS SO STIPULATED.**

23
24 Dated: April 5, 2007

LAW OFFICES OF DONALD C. SCHWARTZ

25
26 By _____

Donald C. Schwartz, Esq.

Attorney for Plaintiff NEIL B. GOLDBERG

1 Dated: April 5, 2007

WYMAN & ISAACS LLP

2
3
4 By


Bruce Isaacs, Esq.

David Boren, Esq.

Attorneys for Defendant GALE ANN HURD

5
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7
8 Dated: April 5, 2007.

GREENBERG GLUSKER FIELDS CLAMAN &
MACHTINGER LLP

9
10
11
12 By


Charles N. Shephard, Esq.

Attorneys for Defendant JAMES CAMERON

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15
16 **ORDER**

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18 **IT IS SO ORDERED.**

19
20 Dated: 5/2/07



21
22 RONALD M. WHYTE

23
24 UNITED STATES DISTRICT JUDGE

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28
STIPULATION RE. DATE FOR DEFENDANTS TO FILE RESPONSE TO GOLDRENG'S SECOND AMENDED COMPLAINT
COS-03534 (RMW)

PROOF OF SERVICE

STATE OF CALIFORNIA, COUNTY OF LOS ANGELES

I am employed in the County of Los Angeles, State of California. I am over the age of 18 and not a party to the within action; my business address is 8840 Wilshire Blvd., Second Floor, Beverly Hills, CA 90211.

On April 5, 2007, I served the document described as **“STIPULATION BETWEEN PLAINTIFF NEIL B. GOLDBERG AND DEFENDANTS JAMES CAMERON AND GALE ANNE HURD RE: DATE FOR FILING RESPONSE TO GOLDBERG’S SECOND AMENDED COMPLAINT”** upon the interested parties in this action in a sealed envelope addressed as follows:

Donald C. Schwartz, Esq.
Law Offices of Donald Schwartz
7960-B Soquel Drive, No. 291
Aptos, CA 95003
triallaw@cruzio.com
Facsimile: (831) 685-4700
(Attorneys for Plaintiff NEIL B. GOLDBERG)

Charles N. Shephard, Esq.
Greenberg Glusker Fields Claman
Machtiger & Kinsella LLP
1900 Avenue of the Stars
Suite 2100
Los Angeles, CA 90067-4590
cshephard@ggfirm.com
Facsimile: (310) 553-0687

X (By Mail) I am “readily familiar” with the firm’s practice of collection and processing correspondence for mailing. Under that practice, it would be deposited with U.S. postal service on that same day with postage thereon fully prepaid at Los Angeles, California in the ordinary course of business. I am aware that on motion of the party served, service is presumed invalid if postal cancellation date or postage meter date is more than one day after day of deposit for mailing contained in affidavit.

X (By Facsimile Transmission) I caused transmission to each of the interested parties at the facsimile machine telecopy number shown the foregoing document to be served by facsimile above.

— (By Personal Service) I caused the delivery of such envelope by hand to the offices of the addressee.

Executed on April 5, 2007, at Beverly Hills, California.

X (Federal) I declare that I am employed in the office of a member of the bar of this court at whose direction the service was made.

/S/
LINA PEARMAIN